

REMARKS

The sole rejection in this case is an obvious type double patenting rejection who the claims of co-pending application 10/859,544. The rejection is provisional because the conflicting claims have not in fact been patented. The Examiner also made a corresponding obviousness type double patenting rejection in the other application. In order to render the rejection moot in both cases, a terminal disclaimer is being filed concurrently herewith. For the information of the Examiner, a copy of that terminal disclaimer is attached hereto.

Since the sole basis of rejection has been eliminated, it is respectfully submitted that this application is now in condition to be allowed and the early issuance of a Notice of Allowance is respectfully solicited.

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Respectfully submitted,

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